



RESPONSE UNDER 37 C.F.R. 1.116
EXPEDITED PROCEDURE--EXAMINING GROUP 2618

Attorney Docket No. 9314-59

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: VanEpps, Jr. et al.
Application No.: 10/723,776
Filed: November 26, 2003

Group Art Unit: 2618
Confirmation No.: 9674
Examiner: Christian A. Hannon

For: **METHODS, ELECTRONIC DEVICES, AND COMPUTER PROGRAM
PRODUCTS FOR GENERATING AN ALERT SIGNAL BASED ON A SOUND
METRIC FOR A NOISE SIGNAL**

Date: November 13, 2006

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**NOTICE OF APPEAL TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Sir:

Pursuant to 35 USC § 134, 37 CFR § 41.31, and MPEP § 1205, the Applicant in the above-identified patent application hereby appeals to the Board of Patent Appeals and Interferences from the Office Action dated August 11, 2006 at least twice rejecting or finally rejecting claims 1, 4-5, 7-17, 20-21, 23-25, 28-32, 35-38

☒ Enclosed is a check in the amount of \$500.00 for the Appeal fee as provided by 37 C.F.R. § 41.20(b)(1).

☐ Please first reapply any previously paid notice of appeal fee and appeal brief.

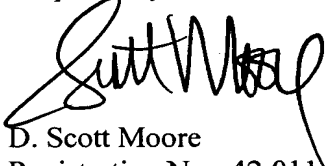
☐ A petition for an extension of time under 37 CFR § 1.136(a) is enclosed.

☒ Also enclosed: Pre-appeal brief request for review; Reasons in support of applicant's pre-appeal brief request for review

☐ The Commissioner is authorized to charge any additional fees that may be required or credit any overpayment to Deposit Account No. 50-0220.

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Respectfully submitted,


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Certificate of Mailing under 37 CFR § 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on November 13, 2006.


Amelia Tauchen

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